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PATENT

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2739

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of:

Gholam A. Peyman

Serial No.: **09/815,277**

Filed: **March 23, 2001**

For: **ADJUSTABLE ABLATABLE INLAY**

Group Art Unit: **3739**

Examiner: **D. Shay**

NOTICE OF APPEAL

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated June 3, 2004 of the Primary Examiner finally rejecting claims 1-15, 17-21, 23 and 31-35.

The items checked below are appropriate:

- Appeal fee (37 C.F.R. 1.17(e))
 - other than small entity - \$330.00
 - small entity - \$165.00
 - Applicant claims small entity status. See 37 CFR 1.27.
- Applicant(s) petition(s) for an extension of one additional month(s) to respond and submits herewith the fee of \$265.00.
- A check in the amount of \$430.00 is attached.
- The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 18-2220. A duplicate copy of this sheet is attached.
 - Any additional excess claim fees under 37 C.F.R. § 1.16.
 - Any additional patent application processing fees under 37 C.F.R. § 1.17.

06/16/2004 CCHAU1 00000127 09815277

01 FC:2401 165.00 OP
02 FC:2253 265.00 OP

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